## RECEIVED **CENTRAL FAX CENTER**

Ø 001

JAN 0 3 2006

MORRISON | FOERSTER

755 PAGE MILL ROAD PALO ALTO

CALIFORNIA 94304-1018

TELEPHONE: 650.813.5600 FACSIMILE: 650.494.0792

WWW.MOFO.COM

MORRISON & FORESTER LLP

NEW YURK, SAN PRANCISCO. LOS ANCHERS, PAUD ALTO. SAN DIEGO, WASHINGTON, D.C.

DENVER, NORTHERN VIRGINIA, ORANGE COUNTY, SACRAMENTO, WALNUT CREEK, CENTURY CITY

TOKYO, LONDON, BEIJING, SHANGHAI, HONG KONG, SINGAPORE, BRUSSELS

To:

NAME: U.S. Patent and Trademark Office MS AF			FACSIMILE:	TELEPHONE:
			571/273-8300	571/272-7584
From:	Eme	st Ellenberger	DATE:	January 3, 2006
Number of with cover		17		

Preparer of this slip has confirmed that facsimile number given is correct: 10938/IIg3

### Comments:

Attorney Docket No.: 249212013900

Group Art Unit: 2653 Examiner: A. Castro Serial No.: 09/888,093 Filing Date: June 21, 2001 Inventors: John S. JUDGE et al.

Title: OPTICAL RECORDING ARTICLE

Papers enclosed:

- 1. Transmittal (1 page);
- 2. Amendment After Final Action (15 pages).

To cusure compliance with requirements imposed by the United States Internal Revenue Service, Morrison & Foerster LLP informs you that, if any advice concerning one or more U.S. Federal tax issues is contained in this facsimile (including any attachments), such advice is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed herein.

### \*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\* **CAUTION - CONFIDENTIAL**

This facsimile contains confidential information that may also be privileged. Unless you are the addressee (or authorized to receive for the addressee); you may not copy, use, or distribute it. If you have received it in error, please advise Morrison & Foerster LLP immediately by telephone or facsimile and return it promptly by mail.

. .. 5 !!

# RECEIVED CENTRAL FAX CENTER

JAN 0 3 2006

PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031

Under the Paparworf	At Reduction Act at 1995, no perf	sons are required	to respond to a collect	and informati	rk Office; U.S. DEPARTMENT OF COMMERCE tion unless il displays a valid OMB control number				
OTRACT - I	11.000		Application I	Number	09/888,093				
<b>T</b>	RANSMITT	AL	Filing Date		June 21, 2001				
İ	FORM		First Named	d Inventor	John S. JUDGE				
සා පේ යා)	sed for all correspondence after	r initial filing)	Art Unik		2653				
·		== <u>-</u>	Examiner N		A. Castro				
Total Numbe	er of Pages in This Submiss	sion 16	Attorney Do	ocket Number	249212013900				
ENCLOSURES (Check all that apply)									
Fee Transi	smittal Form	Drawing(	J(S)		After Allowance Communication to TC				
Fee	Attached	Licensin	ng-related Papers		Appeal Communication to Board of Appeals and Interferences				
X Amendmen	ent/Repty (15 pages)	Petition			Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)				
X After	a Final		to Convert to a onal Application		Proprietary Information				
Affid	davits/declaration(s)		of Attorney, Revocation of Correspondence		Status Letter				
Extension	of Time Request	Termina	al Disclaimer	] [	X Other Enclosure(s) (please identify below):				
Express A	Abandonment Request	Reques	sl for Refund		Fax Cover Sheet				
Information	on Disclosure Statement	CD, Nur	mber of CD(s)						
Certified Co	Copy of Priority 1(s)		andscape Table on	1 CD					
Reply to M	Missing Parts/ te Application	Remarks							
`_	ply to Missing Parts under CFA 1.52 or 1.53								
	FIT I.DE G. I.C.								
	SIGNATI	JRE OF APP	LICANT, ATTOF	ANEY, OR /	AGENT				
Firm Name	MORRISON & FOERSTER LLP (Customer No. 25226)								
Signature	LA4								
Printed name	Ernest Ellenberger								
Date	January 3, 2006			Reg. No.	56,529				
•									
I I hereby certify that this correspondence is being tacelmile transmitted to the Patent and Trademark Office, facsimile no.									
(571) 273-8300, on the date shown below.									
Dated: January 9, 2006 Signature: (Lyon Guillermo)									

pa-1036244

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (571) 273-8300, on the date shown below. Dated: January 3. Signature:

JAN **0 3** 2006

Docket No.: 249212013900 Client Ref. No.: Q01-1019-US1

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

John S. JUDGE et al.

Confirmation No.: 6483

Art Unit: 2653

Application No.: 09/888,093

Examiner: A. Castro

Filed: June 21, 2001

AFTER FINAL

For: OPTICAL RECORDING ARTICLE

**EXPEDITED PROCEDURE** 

## AMENDMENT AFTER FINAL ACTION (37 C.F.R. SECTION 1.116)

MS AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

### INTRODUCTORY COMMENTS

This is in response to the final Office Action dated November 2, 2005 (Paper No. 20051029), for which a response was due on February 2, 2006. However, January 2, 2006 is a Federal holiday, and this response is filed on the next day, January 3, 2006. This response is filed within two months of the issuance of the final Office Action and therefore qualifies for expedited review. Accordingly, this response is timely filed. Reconsideration and allowance of the pending claims, as amended, in light of the remarks presented herein are respectfully requested.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 12 of this paper.

pa-1025632